

ROBERT SPRINGER, Individually and On
Behalf of All Others Similarly Situated,

Plaintiff,

v.

CODE REBEL CORPORATION, ARBEN
KRYEZIU, and REID DABNEY,

Defendants.

No.: 1:16-cv-03492-AJN

NOTICE OF NON-OPPOSITION
TO MOTION OF ADRIAN
YBARRA AND WILLIAM TRAN
FOR APPOINTMENT AS LEAD
PLAINTIFF, AND APPROVAL OF
COUNSEL AND IN OPPOSITION
TO COMPETING MOTIONS

Pursuant to the Private Securities Litigation Reform Act of 1995 (“PSLRA”), any party seeking appointment as lead plaintiff in the above-captioned matter was required to so move this Court on or before July 11, 2016. On July 11, 2016, Movants filed a Motion for Appointment as Lead Plaintiff and Approval of Counsel, stating that they had suffered financial losses of nearly \$98,000 in connection with their purchases of the securities of Code Rebel Corporation (“Code Rebel” or the “Company”) between August 17, 2015 and May 5, 2016, both dates inclusive (the “Class Period”). (ECF Nos. 23, 25.) On the same day, three competing movants filed similar motions: Larry Strowbridge (“Strowbridge”), claiming losses of nearly \$70,000 (ECF Nos. 31, 32); George Torres (“Torres”), claiming losses of nearly \$54,000 (ECF Nos. 24, 26); and Afaq Shaik (“Shaik”), claiming losses of nearly \$22,000 (ECF Nos. 28, 29).

On July 27, 2016, Shaik filed a Notice of Non-Opposition to Movants' motion, stating, in part, that "[h]aving reviewed the papers submitted by William Tran and Adrian Ybarra, it appears

that [Shaik] is not the most adequate plaintiff.” (ECF No. 41.)

On July 28, 2016, Torres filed a Response to Movants’ motion, stating, in part, that “Torres does not oppose the motion for appointment filed by movants Adrian Ybarra and William Tran.” (ECF No. 43.)

On July 28, 2016, Strowbridge filed a Notice of Withdrawal of his motion, stating, in part, that “[b]ased upon a review of the motions and supporting documentation provided by the other movants seeking appointment as Lead Plaintiff, it appears that Strowbridge does not possess the ‘largest financial interest in the relief sought by the class,’ as required by the Private Securities Litigation Reform Act of 1995.” (ECF No. 44.)

On August 4, 2016, Torres filed a Notice of Withdrawal of his motion, stating, in part, that “Torres does not oppose the motion for appointment as lead plaintiff filed by movants Adrian Ybarra and William Tran.” (ECF No. 46.)

As such, Movants’ Motion for Consolidation, Appointment as Lead Plaintiff, and Approval of Counsel is unopposed.

Based on the facts presented above and on the factual and legal reasons presented in Movants’ initial Motion, Movants’ respectfully request that the Court issue an Order pursuant to Section 21D(a)(3)(B) of the Securities Exchange Act of 1934, 15 U.S.C. § 78u-4(a)(3)(B), as amended by the PSLRA: (1) appointing Movants as Lead Plaintiff on behalf of all persons who purchased or otherwise acquired securities of Code Rebel during the Class Period; (2) approving Lead Plaintiff’s selection of Pomerantz and Rosen as Co-Lead Counsel for the Class; and (3) granting such other and further relief as the Court may deem just and proper.

Dated: September 16, 2016

Respectfully submitted,

POMERANTZ LLP

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